



Mark Lerner, Esq.
Email: mlerner@ssbb.com
Direct Dial: (212) 404-8714

230 Park Avenue
11th Floor
New York, NY 10169-0079
(212) 818-9200
(212) 818-9606 (Fax)

51 John F. Kennedy Parkway
First Floor West
Short Hills, NJ 07078-2713
(973) 218-2509
(973) 218-2401 (Fax)

www.ssbb.com

June 13, 2018

Via ECF and e-mail: CaproniNYSDChambers@nysd.uscourts.gov

The Honorable Valerie E. Caproni
United States Courthouse
Southern District of New York
40 Foley Square - Courtroom 443
New York, NY 10007

Re: *Daily News Charities, Inc. v. USA Boxing, Metropolitan Association,*
No. 17-cv-08733-VEC

Dear Judge Caproni:

We are counsel for Daily News Charities, Inc. (“DNC”) in the above-captioned matter. Pursuant to the Court’s May 25, 2018 and June 8, 2018 Orders (Dkt. 71, 74) and Rule 5.A of Your Honor’s Individual Practices in Civil Cases, we enclose herewith jointly on behalf of both parties a copy of the parties’ settlement agreement (“the Settlement Agreement”) and a Proposed Order dismissing the action and providing for the Court’s express retention of jurisdiction to enforce the Settlement Agreement in the event of the circumstances outlined in Section 14 therein. In sum, Section 14 provides that in the event of a claim that Metro has failed to cease use of, or DNC has abandoned, the GOLDEN GLOVES mark, the parties will attempt to arbitrate the dispute through Judicial Arbitration and Mediation Services, Inc. (“JAMS”). If, however, the parties fail to timely contest the respective abandonment or failure to cease use, or if the JAMS arbitration cannot be brought to fruition for the reasons described in Section 14(e), the parties shall proceed to submit the dispute to a U.S. District Court magistrate judge.

Respectfully submitted

A handwritten signature in black ink, appearing to read 'Mark Lerner', written over a horizontal line.

MARK LERNER
Satterlee Stephens LLP
230 Park Avenue, 11th Floor
Tel: (212) 818-9200
Fax: (212) 818-9606
mlerner@ssbb.com

*Attorneys for Plaintiff Daily News
Charities, Inc.*

Cc: Orders Clerk (via ordersandjudgments@nysd.uscourts.gov.)
Mr. Johnnie Woluewich (via ECF)